P.01



From-HGS PATENT DEPT

# **HUMAN GENOME SCIENCES** LEGAL DEPARTMENT

9410 Key West Avenue Rockville, MD 20850

OFFICIAL

Phone: 301-309-8504

Fax: 301-309-8439

# FAX COVER SHEET

DATE: March 31, 2003

TOTAL NUMBER OF PAGES:

11

TO:

Examiner J. Martinell - Art Unit 1631

United States Patent & Trademark Office

FAX NO.: (703) 872-9306

PHONE NO.: (703) 308-0296

FROM:

Mark J. Hyman (Reg. No. 46,789)

RE:

Application of: Ruben et al.

Application Serial No.: 09/836,392

Filed: April 18, 2001

Attorney Docket No.: PT020P1

Art Unit: 1631

Examiner: Martinell, J.

#### The following documents were filed by Human Genome Sciences, Inc. via facsimile on March 31, 2003:

- 1. Fax Cover Sheet
- 2. Fee Transmittal Sheet
- 3. Petition for an Extension of Time for five months, to and including April 2, 2003
- 4. Provisional Election Under 37 C.F.R. § 1.143 With Traverse And Amendment Under 37 C.F.R. § 1.111
- 5. Version With Markings To Show Changes Made
- 6. Certificate of Transmission Under 37 C.F.R. § 1.8

If you experience any difficulty receiving this transmission, please contact Mark J. Hyman at (240) 314-1224.

The information contained in this factimale message is information protected by attorney-client and/or the automey/work product privilege. It is attended only for the use of the individual named above and the privileges are not waived by virtue of this having been sent by factitude. If the person actually receiving this factitude or any other reader of the factitude is not the named recipient or the employee or agent responsible to deliver it to the named recipient, any use, dissemination, distribution or copying of the communication is arrictly prohibited. If you have received this communication in error, please intracdialely notify us by telephone and return the original message to us at the above address via U.S. Postal Service

VIA FACSIMILE MARCH 31, 2003

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of: Ruben et al.

Attorney Docket No.: PT020P1

Application Serial No.: 09/836,392

Art Unit: 1631

Filed: April 18, 2001

Examiner: Martinell, J.

Title: Protein Tyrosine Kinase Receptor Polynucleotides, Polypeptides, and Antibodies

### PROVISIONAL ELECTION UNDER 37 C.F.R. § 1.143 WITH TRAVERSE AND AMENDMENT UNDER 37 C.F.R. § 1.111

Commissioner for Patents Washington, D.C. 20231

Sir:

In response to the Office Action dated October 2, 2002 (Paper No. 6), please consider the following amendments, traversal, provisional election, and remarks. Applicants respectfully request that the Examiner enter the 1918-1918 Industrial 1916 Applicants respectfully request that the Examiner enter the 1918-1918 Industrial 1918-1919 09836392 examination of the captioned application. Applicants submit concurrently herewith: (a) a Fee Transmittal Sheet with appropriate fee; (b) a Petition for aff Extension of Fiftheffor five months, to and including April 2, 2003, and (c) a Version With Markings to Show Changes Made.

In the Claims:

Please cancel claims 1-10, 12, 14-16, 18, and 20-21 without prejudice or disclaimer.

#### Please add the following new claims:

23. (New) An isolated nucleic acid molecule comprising a polynucleotide selected from the group consisting of:

> a polynucleotide encoding amino acid residues 1 to 728 of SEQ ID (a)

NO:21; and